

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X		
	:	
JOINT STOCK COMPANY,	:	
	:	
Plaintiff,	:	
	:	18 Civ. 2318 (LGS)
-against-	:	
	:	<u>ORDER</u>
RUSSIAN TV COMPANY INC., et al.,	:	
Defendants.	:	
-----X		

WHEREAS, on January 29, 2021, Defendants filed a letter requesting permission to “file certain exhibits related to Defendants’ Summary-Trial Memorandum in redacted form and under seal” and took no position on exhibits designated as confidential by Plaintiff and non-party Kartina Digital GmbH (“Kartina”). Dkt. No. 269.

WHEREAS, on February 8, 2021, Plaintiff and non-party Kartina filed a letter designating certain documents as confidential and consenting to or taking no position on Defendant’s and Kartina’s exhibits designated as confidential by Defendant and Kartina respectively. Dkt. No. 275. It is hereby

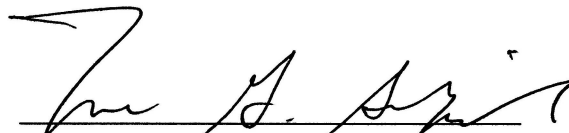
ORDERED that the parties and Kartina are **GRANTED** permission to file exhibits under seal as listed in the appendix at Dkt. No. 277. Although “[t]he common law right of public access to judicial documents is firmly rooted in our nation’s history,” this right is not absolute, and courts “must balance competing considerations against” the presumption of access. *Lugosch v. Pyramid Co. of Onondaga*, 435 F.3d 110, 119–20 (2d Cir. 2006) (internal quotation marks omitted); *see also Nixon v. Warner Commc’ns., Inc.*, 435 U.S. 589, 599 (1978) (“[T]he decision as to access is one best left to the sound discretion of the trial court, a discretion to be exercised in light of the relevant facts and circumstances of the particular case.”). Filing the above-referenced documents in redacted form is necessary to prevent the unauthorized dissemination of confidential

information related to parties and Kartina. It is further

ORDERED that Plaintiff Joint Stock Company's request to file its licensing agreement with Kartina at CHANNELONERTV000543-568 under seal is **DENIED** without prejudice to renewal. By **March 1, 2021**, Plaintiff shall file a letter indicating whether it renews its request. Plaintiff shall specify which docket number its licensing agreement is filed under. If Plaintiff has not filed its licensing agreement on the docket, Plaintiff shall file its licensing agreement on the docket under seal, subject to possible unsealing upon the Court's review of the docket. Plaintiff shall file any other of its exhibits not on the docket in accordance with the Court's Individual Rules, especially Rule I.D.3.

The parties are advised that the Court retains unfettered discretion whether or not to afford confidential treatment to any Confidential Document or information contained in any Confidential Document submitted to the Court in connection with any motion, application, or proceeding that may result in an order and/or decision by the Court.

Dated: February 22, 2021
New York, New York



LORNA G. SCHOFIELD
UNITED STATES DISTRICT JUDGE



GROSSMAN LLP

ATTORNEYS AT LAW

745 Fifth Avenue, 5th Floor, New York, NY 10151

T. 646-770-7445 F. 646-417-7997

GROSSMANLLP.COM

February 16, 2021

VIA ECF

Hon. Lorna G. Schofield
 United States District Judge
 Daniel Patrick Moynihan United States Courthouse
 40 Centre Street, Courtroom 1106
 New York, New York 10007

**Re: *Joint Stock Company “Channel One Russia Worldwide v.
 Russian TV Company, Inc., et al., Case No. 18-cv-2318 (LGS)***

Dear Judge Schofield:

We represent Defendants in the above-referenced action and we write jointly with Plaintiff under Section I.D.3 of the Court’s Individual Rules and under the Court’s February 10, 2020, directive (Dkt. No. 276) to provide an Appendix identifying all parties and attorneys of record who should have access to the sealed documents filed in connection with Defendants’ Summary-Trial Memorandum (*see* Dkt. Nos. 270-73).

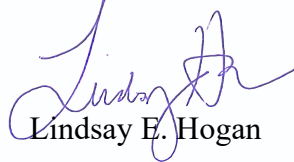
APPENDIX FOR ACCESS TO SEALED DOCUMENTS	
Plaintiff’s and non-party Kartina Digital GmbH’s Confidential Documents	
Dkt. Nos.	Access
273-13	<u>Parties</u> : Plaintiff, Defendants, Kartina Digital GmbH (“Kartina”) <u>Counsel for Plaintiff</u> : Raymond Dowd, Hardin Rowley, Kamanta Kettle, Samuel Blaustein <u>Counsel for Defendants</u> : Lindsay Hogan, Judd Grossman <u>Counsel for Kartina</u> : Raymond Dowd, Hardin Rowley, Samuel Blaustein
273-7	Designation and sealing request withdrawn (<i>see</i> Dkt. No. 275)
273-2 273-3 273-4 273-5 273-8 273-12	<u>Parties</u> : Kartina, Defendants <u>Counsel for Plaintiff</u> : Raymond Dowd, Hardin Rowley, Kamanta Kettle, Samuel Blaustein <u>Counsel for Defendants</u> : Lindsay Hogan, Judd Grossman <u>Counsel for Kartina</u> : Raymond Dowd, Hardin Rowley, Samuel Blaustein

Hon. Lorna G. Schofield
February 16, 2021

Page 2 of 2

APPENDIX FOR ACCESS TO SEALED DOCUMENTS	
Defendants' Confidential Documents	
Dkt. No.	Access
272-4 272-10	<u>Parties:</u> Plaintiff and Defendants <u>Counsel for Plaintiff:</u> Raymond Dowd, Hardin Rowley, Kamanta Kettle, Samuel Blaustein <u>Counsel for Defendants:</u> Lindsay Hogan, Judd Grossman
272-11	<u>Parties:</u> Defendants <u>Counsel for Plaintiff:</u> Raymond Dowd, Hardin Rowley, Kamanta Kettle, Samuel Blaustein <u>Counsel for Defendants:</u> Lindsay Hogan, Judd Grossman

Respectfully submitted,



Lindsay E. Hogan

cc: All counsel of record (*via* ECF)